Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
05/26/14	Compton Station	[ ]	[x]

Incident Information

URN: 014-06662-2899-013	Date: 05/26/14	Time: 0947

City or Station: Long Beach

Location: [redacted]Long Beach Blvd., Long Beach Ca 90805

Nature of Incident: Deputies attempted to detain the suspect. Suspect ran away and a foot pursuit ensued. During a struggle with the suspect, Deputy [redacted] was shot. Deps. [redacted] and Ruiz shot suspect (deceased).

Location Type (*check one or more*):
- [ ] Backyard
- [ ] Beach
- [ ] Business
- [ ] Freeway
- [ ] Industrial
- [ ] Park
- [ ] Parking Lot
- [x] Residence
- [ ] Rural
- [ ] School
- [ ] Street
- Other:

Lighting (*check only one*):
- [ ] Darkness
- [x] Daylight
- [ ] Other
- [ ] Street Lights

Weather (*circle only one*):
- [x] Clear
- [ ] Cloudy
- [ ] Fog
- [ ] Rain

Distance:

Incident Type (*check one or more*):
- [ ] Accidental
- [x] Armed Person
- [ ] Fleeing Suspect
- [x] Foot Pursuit
- [ ] Gun Take Away
- [ ] Moving Vehicle
- [ ] Sniper/Ambush
- [ ] Startle
- [x] Struggle Involved
- [ ] Traffic Stop
- [ ] Unarmed Person
- [ ] Unintentional
- [ ] Vehicle Pursuit
- [ ] Warrant Service
- [ ] Warning Shot
- Other:

Initiated by (*check only one*):
- [ ] Arrest Warrant
- [ ] Call
- [x] Observation
- [ ] One Person Unit
- [ ] Other
- [ ] Search Warrant
- [ ] Two Person Unit

Prior Activity (*check only one*):
- [ ] Detective
- [ ] Inmate Transport
- [ ] Other
- [x] Routine Patrol

Total # of Shots Fired by Deputy: 5

Total # of Shots Fired by Suspect: 0

Aero Unit? [ ]   Canine Unit? [ ]

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*check only one*)	ShiftType (*check only one*)
[redacted]	Alvarez	George	D.	[ ] EM [ ] PM [x] Day	[x] Regular [ ] Overtime [ ] Off Duty
[redacted]	Abbott	Roland	G.	[ ] EM [ ] PM [x] Day	[x] Regular [ ] Overtime [ ] Off Duty
[redacted]	Morales	Jose	J.	[ ] EM [ ] PM [x] Day	[x] Regular [ ] Overtime [ ] Off Duty

Non-Employee Witnesses

Last Name	First Name	M.I.
LBPD Officer [redacted] (# [redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Work Ph	Home Ph
400 W. Broadway Suite 100	Long Beach	90802	562 435-6711	

Last Name	First Name	M.I.
[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	M.I.
[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Supervisors

Employee #	Last Name	First Name	M.I.	(*check one or more*)
[redacted]	Bell	Terrence	L.	[x] On Duty [ ] Present during shooting [ ] Witness to shooting [ ] Involved in shooting
				[ ] On Duty [ ] Present during shooting [ ] Witness to shooting [ ] Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Ramirez	Peter	M.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Ashrafnia	Walid	S.

PSTD Use Only

SH # 2355927

SH-R-438A (rev. 04/18/13)

See Reverse

Officer Involved Shooting

URN: 014-06662-2899-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
05/26/14	1145		

Employee #	Last Name	First Name	M.I.
[redacted]	Diez	Justin	R.
[redacted]	Carrizosa	Slade	M.
[redacted]	Carter	Quitman	V.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1, E#2	UC					NN	
E#1	S#1	TD					NN	
S#1	E#1, E#2	RS					NN	
E#1	S#1	BI					NN	AR
S#1	E#1, E#2	FH	TA	45			NN	
E#2	S#1	FH	SW	9	Y	Y	AB	FA
E#2	E#1	FH	SW	9	Y	Y	GS	AD
E#2	S#1	FH	SW	9	Y	Y	GS, DH	LE
E#1	S#1	FH	SW	9	Y	Y	GS, DH	BK, NK

Officer Involved Shooting
Involved Employee Information

URN: 014-06662-2899-013

Involved Employee

E 1

Employee # [redacted] | Last Name [redacted] | First Name [redacted] | M.I. [redacted]

Se[redacted] Race: [redacted] | Rank: [redacted] | Unit [redacted] | Work Assignment (Unit #, [redacted].):

ShiftTime (*circle only one*): [ ] EM [ ] PM [x] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [x] | Hospital Name: Saint Francis | Coroner Case? [ ] | Coroner Case # | Interviewed? [ ]

Hrs of sleep prior to shooting: | Duty [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest | Other Factors:

Age: [redacted] Height: 5'09" Weight: 250

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]

Certified with Weapon [redacted] Used? | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: S&W, M&P | Caliber 9mm | # Shots 3 | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # [redacted] ast Name [redacted] | First Name [redacted] | M.I. [redacted]

Field Training Officer Emp # [redacted] ast Name [redacted] | First Name [redacted] | M.I. [redacted]

E 2

Employee # [redacted] | Last Name Ruiz | First Name Jose | M.I. J.

Sex: M Race: H | Rank: Deputy | Unit Assignment: Compton Station | Work Assignment (Unit #, Module, etc.): 287A

ShiftTime (*circle only one*): [ ] EM [ ] PM [x] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case # | Interviewed? [ ]

Hrs of sleep prior to shooting: | Duty [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest | Other Factors:

Age: [redacted] Height: 6'00" Weight: 205

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]

Certified with Weapo[redacted] Used? | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: S&W, M&P | Caliber 9mm | # Shots 2 | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # [redacted] ast Name [redacted] | First Name [redacted] | M.I. [redacted]

Field Training Officer Emp # [redacted] ast Name [redacted] | First Name [redacted] | M.I. [redacted]

E __

Employee # | Last Name | First Name | M.I.

Sex: Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): [ ] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [ ] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used:

Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case # | Interviewed? [ ]

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [ ] Uniform w/ Vest | Other Factors:

Age: Height: Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? [ ] | Patrol Certification? [ ] | Certification Unit: | Prior Shootings? [ ] | Number of Prior Shootings: | Directed Force: [ ]

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 014-06662-2899-013

Suspect Information

S 1

Last Name: Aguilar		First Name: Noel	M.I. E.
AKA Last Name		First Name	M.I.
Sex: M Race: H	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: [redacted]
Age: D.O.B. 04/20/91	Height: 5'10" Weight: 165	FBI # [redacted]	CII # [redacted]
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☑	Coroner Case # 2014-03693	Intoxication/Drug Usage? ☑	Substance Used: Methamphetamine/Marijuana
Armed? ☑	Apprehended? ☐	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make	Model:	Year:	

S

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

S

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

S

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 014 - 06662 - 2899 - 013 | Date: 05/26/14 | Time: 0947

Location: [redacted] Long Beach Blvd., Long Beach | City or Station: Long Beach

Bureau/Station/Facility: Compton Station | Admin. Investigation: ○ YES ◉ NO

Type of Force: Takedown/Control Holds/Impact Weapons/Resisted Handcuffing

Incident Category: ○ 1 ○ 2 ◉ 3 | Deputy Injury: ◉ YES ○ NO | Suspect Injury ◉ YES ○ NO

☐ Call ☒ Observation ☐ Detail | ☒ Foot Pursuit ☐ Vehicle Pursuit

IAB Notified: ◉ YES ○ NO | Person Notified: Lt. Quitman Carter | Emp: [redacted] | IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #: [redacted] | Last Name: [redacted] | First Name: [redacted] | Middle I.: [redacted] | Rank: [redacted]

Sex: [redacted] M ○ F | Race: [redacted] | Height: 5'09" | Weight: 250 | Age: [redacted] | Shift: ○ EM ◉ Day ○ PM | ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: [redacted] | Work Assignment (Unit #, Module, etc.): [redacted]

Individual Force Used: Takedown/Control Holds/Impact Weapon/Handcuffing | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ○ 1 ◉ 2 ○ 3

☒ Injured ☒ Treated ☒ Admitted | Facility: Saint Francis Hospital | Coroner Case #

E2

Employee #: [redacted] | Last Name: Ruiz | First Name: Jose | Middle I.: J. | Rank: Deputy

Sex: ◉ M ○ F | Race: H | Height: 6'00" | Weight: 205 | Age: [redacted] | Shift: ○ EM ◉ Day ○ PM | ◉ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: Compton Station | Work Assignment (Unit #, Module, etc.): 287A

Individual Force Used: Control Holds/Impact Weapon/Handcuffing | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ○ 1 ◉ 2 ○ 3

☒ Injured ☒ Treated ☐ Admitted | Facility: Saint Francis Hospital | Coroner Case #

E_

Employee # | Last Name | First Name | Middle I. | Rank

Sex: ○ M ○ F | Race: | Height: | Weight: | Age: | Shift: ○ EM ○ Day ○ PM | ○ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Individual Force Used: | ○ Directed ○ Rescue ○ Medical Assist | Individual Category ○ 1 ○ 2 ○ 3

☐ Injured ☐ Treated ☐ Admitted | Facility: | Coroner Case #

On Duty Supervisor ☐ Additional Involved Employees

Emp #: [redacted] | Last Name: Bell | First Name: Terrence | Middle I.: L. | Rank: Sgt. | Present: YES ○ NO ◉ | Witness to Incident: YES ○ NO ◉

Supervisor Completing Investigation

Emp #: [redacted] | Last Name: Mendoza | First Name: Kimberly | Middle I.: A. | Rank: Sgt | Present: YES ○ NO ◉ | Witness to Incident: YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #: [redacted] | Last Name: Ashrafnia | First Name: Walid | Middle I.: S. | Rank: Lt.

[signature] 11/17/15

Watch Commander / Supervising Lieutenant's **Signature**: | Date | Copy Provided to Employee by: | Emp #:

A/CAPT. LT. DAVID FLORES [signature] [redacted] 11/20/15

Unit Commander **(Print Name)** | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 1 4 - 0 6 6 6 2 - 2 8 9 9 - 0 1 3

Suspect Information

S 1

Last Name: Aguilar | First Name: Noel | Middle Name: E. | Armed? Select: Firearm (Handgun)

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 23 | Height: 5'08" | Weight: 165 | D.O.B: 04/20/91 | Phone #1: ○ H ○ W ○ C | Phone #2: ○ H ○ W ○ C

Street Address: [redacted] | City: [redacted] | State & Zip [redacted]

Booking #: | Primary Charge Code: | Secondary Charge Code: | [redacted] Criminal History

Treated on Scene? (●) YES ( ) NO | Name: Long Beach Fire Dept. | Unit: Eng 12/Res. 9 | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: 14-03693 | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: (●) YES ( ) NO | Substance: Combination | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ○ H ○ W ○ C | Phone #2: ○ H ○ W ○ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ○ H ○ W ○ C | Phone #2: ○ H ○ W ○ C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force

0 1 4 - 0 6 6 6 2 - 2 8 9 9 - 0 1 3

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
SEE OIS FORM						

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

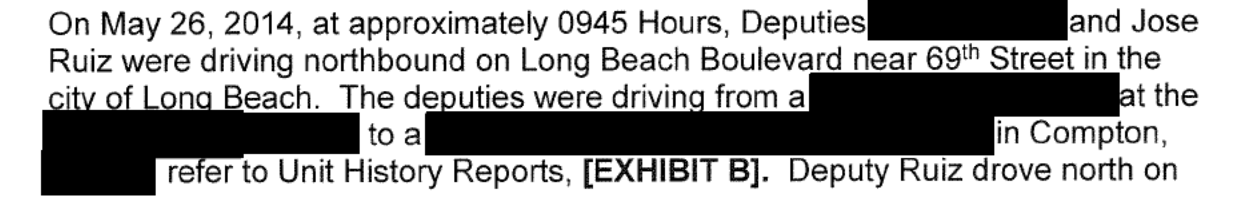
INCIDENT:	**On-Duty Hit Shooting, Suspect Deceased**
IAB FILE NUMBERS:	**SH 2355927/FO 2385633**
URN#:	**014-06662-2899-013**
DATE/TIME:	**May 26, 2014, 0947 Hours**
LOCATION:	**[redacted] Long Beach Boulevard, Long Beach**

<u>SYNOPSIS</u>

On May 26, 2014, an Internal Affairs Bureau (IAB) team comprised of Lieutenant Vince Carter, Sergeant Slade Carrizosa, and Sergeant Justin Diez responded to Compton Station regarding an on-duty hit shooting. The shooting resulted in the death of Suspect Noel Aguilar. On May 25, 2015, this case was subsequently reassigned to IAB Sergeant Kimberly Mendoza.

IAB Lieutenant Carter checked to see that the watch commander, Lieutenant Walid Ashrafnia, took reasonable steps to ensure that the involved and witness personnel did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators, and that the involved and witness personnel did not collectively consult with their attorney or representative. In addition, IAB Lieutenant Carter checked to see if the watch commander attempted to have involved and witness personnel gather in the company of a supervisor until they provided a statement to the assigned investigators.

Detectives Karen Shonka and Wayne Holston from the Los Angeles County Sheriff's Department Homicide Bureau arrived and assumed control of the homicide investigation. For further information regarding the homicide investigation refer to the Homicide case book, under URN #014-06662-2899-013 **[EXHIBIT A]**.



On May 26, 2014, at approximately 0945 Hours, Deputies [redacted] and Jose Ruiz were driving northbound on Long Beach Boulevard near 69th Street in the city of Long Beach. The deputies were driving from a [redacted] at the [redacted] to a [redacted] in Compton, [redacted] refer to Unit History Reports, **[EXHIBIT B]**. Deputy Ruiz drove north on

Long Beach Boulevard from Artesia Avenue, through the city of Long Beach. Refer to Compton Station RD map **[EXHIBIT C].**

As the two deputies traveled north on Long Beach Boulevard, they saw Suspect Aguilar riding his bicycle northbound on the east sidewalk. Suspect Aguilar had headphones in his ears as he rode. Deputy Ruiz, the driver, decided to stop Suspect Aguilar for the California Vehicle Code violations. As they approached Suspect Aguilar from behind, he looked at the deputies and began to accelerate his pedaling. Suspect Aguilar turned east onto 69th Way as his speed continued.

Deputies Ruiz and [redacted] followed Suspect Aguilar in their marked black and white patrol vehicle, also turning east onto 69th Way. Deputy Ruiz accelerated and turned south on to the first north/south alley in an effort to block Suspect Aguilar as he rode his bicycle east on 69th Way. As soon as Deputy Ruiz pulled the patrol vehicle into the alley, Suspect Aguilar jumped off his bicycle and began running northbound across 69th Way. Both deputies stated Suspect Aguilar placed his hand in the front of his waistband area as he ran. It appeared to both deputies that Suspect Aguilar was armed. Deputy [redacted] who already had his passenger door open, immediately exited their patrol vehicle and began chasing Suspect Aguilar. Deputy Ruiz yelled out to Deputy [redacted] "He might have a gun." By the time Deputy Ruiz got out of the patrol car, Deputy [redacted] was about twenty feet ahead of him. Suspect Aguilar ran in between two apartment buildings, [redacted] with Deputy [redacted] close behind, Refer to photographs of location, **[EXHIBIT D, # 1-16].**

> **IAB Note:** In Deputy [redacted] statement to IAB Investigators, he stated that he chased Suspect Aguilar through the alleyway just east of [redacted] Deputy Ruiz stated in his IAB interview that Deputy [redacted] chased Suspect Aguilar between the two apartment buildings [redacted].

Deputy Ruiz was familiar with the apartment complexes [redacted] where Deputy [redacted] chased Suspect Aguilar. Deputy Ruiz decided to go to the east side of [redacted] splitting from Deputy [redacted] Based on his knowledge of these apartments, Deputy Ruiz believed Suspect Aguilar would likely exit through a metal pedestrian gate on the north side of the apartment building, that exits to an alley on the east side. Moments later, Suspect Aguilar came through the pedestrian gate with both hands showing and ran across the alley toward some parked vehicles. Deputy Ruiz, who was walking north in the alley, detained Suspect Aguilar at gunpoint and ordered him to the ground. Suspect Aguilar turned away, placed his hands on his waist, and ran north through the alley. Deputy Ruiz tripped on loose gravel, falling to the ground, but was able to quickly recover and regain his footing.

Shortly afterward, Deputy [redacted] came through the same pedestrian gate behind Suspect Aguilar. Deputy [redacted] followed Suspect Aguilar and tackled him on the

ground, near a wrought iron fence, just north of [redacted] Long Beach Boulevard. Suspect Aguilar fell to the ground with both his hands tucked under his body, near his stomach area. Deputy Ruiz came over to Deputy [redacted] who was on top of Suspect Aguilar's back. Deputy Ruiz placed himself to the right of Suspect Aguilar, close to his head. Both deputies gave Suspect Aguilar several verbal commands to show his hands. Suspect Aguilar ignored their commands and continued to keep his hands tucked under his body near his waist area.

IAB Note: At approximately this time, Witness [redacted] began recording the incident with his cell phone camera from a second story apartment window. The video was turned over to homicide investigators, and will be included as **[EXHIBIT E].**

Deputy Ruiz placed his firearm to Suspect Aguilar's head and ordered him to show his hands, stating "Give me your hands or I'm gonna shoot you." Simultaneously, Deputy [redacted] used his expandable baton to strike Suspect Aguilar in the right elbow, in an attempt to release his right hand from under his body. These baton strikes seemed to have no effect. Deputy [redacted] discarded his baton and removed a firearm from Suspect Aguilar's waistband area. Deputy [redacted] placed the suspect's firearm in his (Deputy [redacted] front waistband.

IAB Note: During Deputy [redacted] interviews with Homicide and IAB Investigators, he did not recall at what point he removed the gun from the suspect's waistband, nor did he have any recollection of placing that weapon in his front waistband.

Deputy [redacted] placed a handcuff on Suspect Aguilar's left wrist, but was unable to get control of the suspect's right hand for handcuffing as it was still tucked under his body. Deputy Ruiz used his firearm to strike the suspect twice on the left side of his head in order to gain compliance. These strikes seemed to have no effect. Deputy [redacted] pulled Suspect Aguilar's right arm out from under his body. As Deputy [redacted] started to place the second handcuff on the suspect's right wrist, Suspect Aguilar pulled his arm away and pushed himself up onto his knees.

Deputy Ruiz feared Suspect Aguilar was about to use his (Suspect Aguilar's) firearm to shoot the deputies. Deputy Ruiz tried to fire his weapon one time at Suspect Aguilar, aiming for the abdominal area. As Deputy Ruiz pulled the trigger, he noticed his gun did not fire. He looked down at his weapon and noticed Suspect Aguilar had a hold of the barrel. Deputy Ruiz pulled back on his gun in an effort to get it out of Suspect Aguilar's grasp. During this time, both deputies were struggling with Suspect Aguilar to control his hands and keep him on the ground. Deputy Ruiz was able to pull the trigger completely and fired one round at Suspect Aguilar. Immediately after Deputy Ruiz fired, he heard Deputy [redacted] yell out, "I've been shot."

IAB Note: According to the statements given to IAB Investigators by both Deputy [redacted] and Deputy Ruiz, they believed Suspect Aguilar shot Deputy [redacted] at that moment.

At this point, Suspect Aguilar still had a hold of Deputy Ruiz' gun. Deputy Ruiz yelled out, "He's got my gun", to warn Deputy [redacted] Deputy Ruiz was able to regain control of his firearm and cleared his weapon by pulling the slide to the rear, causing a live round to fall to the ground. After clearing his weapon, Deputy Ruiz fired a second time at Suspect Aguilar to prevent him from taking his weapon or shooting Deputy [redacted] Deputy Ruiz fired the second time, striking Suspect Aguilar in the leg. Deputy [redacted] fired three rounds, striking Suspect Aguilar in the upper back and neck. Suspect Aguilar stopped moving for a moment and they were able to complete the handcuffing process.

After Suspect Aguilar was handcuffed, he began struggling and moving around. Deputy Ruiz placed his bodyweight on top of Suspect Aguilar and pushed downward with his left forearm. Deputy [redacted] placed his left hand on Suspect Aguilar's back. Deputy Ruiz immediately broadcast the Deputy Involved Shooting via his handheld radio. Deputy [redacted] can be seen in the video attempting to broadcast on his radio as well. Refer to CD's containing radio transmissions included as **[EXHIBIT F]**. Both Deputy [redacted] and Deputy Ruiz asked the residents for the address of the location, to which there was either no response or a wrong address given initially. Eventually, witnesses provided an accurate address to the deputies and that information was broadcast.

Numerous witnesses came out of their apartments and could be seen on the video immediately after the shooting. Compton Deputies Roland Abbott, George Alvarez and Jose Morales were the first to arrive on scene. Deputies Abbott and Alvarez transported Deputy [redacted] to Saint Francis Medical Center via radio car, while Deputy Morales provided security at the scene, assisting Deputy Ruiz who remained with Suspect Aguilar. Several other units, including Long Beach Police Department Officers, arrived on scene within minutes, and established a containment of the area. Suspect Aguilar was subsequently pronounced deceased by Long Beach Fire Department Captain Jackson (Battalion 3, Engine 12).

DISTRICT ATTORNEY'S LETTER OF OPINION

The Justice System Integrity Division of the Los Angeles County District Attorney's Office reviewed the fatal shooting of Noel Aguilar by Deputy [redacted] and Deputy Jose Ruiz. In their letter of opinion **[EXHIBIT A, Pages 254-264]**, dated February 23, 2014, Deputy District Attorney Geoffrey Rendon concluded Deputy [redacted] and Deputy Ruiz acted lawfully in self-defense.

INVOLVED EMPLOYEE AND WORK HISTORY

[redacted] Deputy Sheriff, #[redacted]

[redacted]

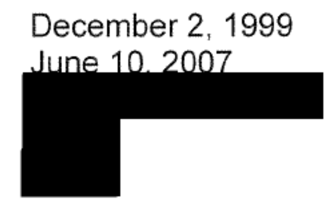


Date of Employment: [redacted]
Date Assigned to Patrol [redacted]
Date Completed Patrol Training: [redacted]
Prior Shooting incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

On May 26 2014, Deputy [redacted] was wearing a Class "A" uniform including a Sam Browne duty belt. The equipment on his duty belt included: two sets of handcuffs, Oleoresin Capsicum (OC) spray, expandable baton, 9mm duty weapon, three fully loaded magazines, handheld radio, keys, back-up firearm (.38 caliber). He did not have a Taser assigned to him. His county issued PR-24 Baton was located in the patrol vehicle.

Jose Ruiz, Deputy Sheriff, #[redacted]
Central Patrol Division
Compton Station



Date of Employment	December 2, 1999
Date Assigned to Patrol/Compton Station	June 10, 2007
Date Completed Patrol Training	[redacted]
Prior Shooting incident(s):	
Prior Founded Force Incidents:	

Equipment Worn On Person

On May 26 2014, Deputy Ruiz was wearing a Class "A" uniform including a Sam Browne duty belt. The equipment on his duty belt included: two sets of handcuffs, Oleoresin Capsicum (OC) spray, expandable baton, 9mm duty weapon, three fully loaded magazines, handheld radio, keys, back-up firearm (.38 caliber). He did not have a Taser assigned to him. His county issued PR-24 Baton was located in the patrol vehicle.

SUSPECT INFORMATION

Noel Aguilar
Male, Hispanic, DOB: April 20, 1991, 5'10", 165 pounds
[redacted]
CII #[redacted] MAIN #[redacted] FBI #[redacted]

IAB Note: A copy of Suspect Aguilar's criminal history is included in the Homicide Investigation Book **[EXHIBIT A, pages 149-180].**

SUSPECT'S INJURIES

Suspect Aguilar sustained multiple gunshot wounds to his head, neck, torso and extremities. He also suffered a laceration to the right eyebrow as well as multiple contusions to the forehead, cheeks, right shoulder, back, left elbow, right wrist and knees. See Coroner's report **[EXHIBIT A, pages 221-243]** and photographs on CD submitted as **[EXHIBIT G]**.

DEPUTY PERSONNEL INJURIES

Deputy [redacted] sustained a gunshot wound to his lower abdomen. He was admitted to Saint Francis Medical Center and treated by Doctor Almas Shaikik where he underwent emergency surgery. Deputy [redacted] has not been released to full duty as of October 2015.

Deputy Ruiz sustained several abrasions to his body. He was treated by Doctor Ann Bennet at Saint Francis Medical Center. He was released that day to full duty.

PHYSICAL EVIDENCE

All physical evidence was located and collected by Homicide Detectives Sylvia Brossoit and Helen Ewell. They were assisted by Forensic Identification Specialist Stefanie Marr and Robert Webber from the Sheriff's Crime Lab. For descriptions of the evidence collected and where it was collected, see the Homicide Investigation Book **[EXHIBIT A, pages 77-83]**.

INVESTIGATOR'S OBSERVATIONS

Internal Affairs Sergeant Diez and Sergeant Carrizosa responded to the scene on May 26, 2014, at approximately 1255 Hours. Sergeant Mendoza, walked the residential area on June 3, 2015, to become familiar with the area where the incident occurred.
The scene is described in detail by Homicide Detectives Sylvia Brossoit and Helen Ewell **[EXHIBIT A, page 80-83]**. Their description of the scene was consistent with the initial IAB Investigator's observations. The scene was also photographed and sketched by the aforementioned Sheriff's Crime Lab personnel. Included in the IAB Case Book are compact discs containing aerial photographs of the scene, photographs of graffiti in the area, photographs of deputy personnel, coroner's photographs, and crime scene photos **[EXHIBIT G].** The crime scene sketches are included in the IAB Case Book as **[EXHIBIT H].**

WEAPON USED BY DEPUTY [redacted]

Deputy [redacted] fired three rounds of Department issued 9mm ammunition from his Department issued Smith and Wesson M&P, semiautomatic pistol. The firearm was examined by Senior Criminalist Amanda Davis of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, page 135]**.

Deputy [redacted] firearm was also examined by Forensic Identification Specialist II Alex Strouzer of the Chemical Processing Section, Scientific Services Bureau, for latent prints. No prints were developed **[EXHIBIT A, page 133]**.

Deputy [redacted] firearm was examined by Senior Criminalist Jessie Pettet of the Biology Processing Section, Scientific Services Bureau, for blood evidence. Blood was detected on the firearm.

Five expended 9mm casings were recovered at the scene **[EXHIBIT A, page 127]**. One Live 9mm round was recovered at the scene **[EXHIBIT A, page 127].** One jacketed projectile was recovered from Deputy [redacted] during surgery **[EXHIBIT A, page 140]**.

Date last qualified: [redacted]
Date last trained with weapon:

WEAPON USED BY DEPUTY RUIZ

Deputy Ruiz fired two rounds of Department issued 9mm ammunition from his Department issued Smith and Wesson M&P, semiautomatic pistol. The firearm was examined by Senior Criminalist Amanda Davis of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, page 135]**.

Deputy Ruiz' firearm was also examined by Forensic Identification Specialist II Alex Strouzer of the Chemical Processing Section, Scientific Services Bureau, for latent prints. No prints were developed **[EXHIBIT A, page 133]**.

Deputy Ruiz' firearm was examined by Senior Criminalist Jessie Pettet of the Biology Processing Section, Scientific Services Bureau, for blood evidence. Blood was detected on the firearm.

Five expended 9mm casings were recovered at the scene **[EXHIBIT A, page 127]**. One Live 9mm round was recovered at the scene **[EXHIBIT A, page 127].**

Date last qualified: [redacted]
Date last trained with weapon:



WEAPONS USED BY SUSPECT AGUILAR

Suspect Aguilar was in possession of a Taurus PT745 Pro Millennium .45 Caliber Semi-auto handgun that contained one magazine loaded with six live .45 caliber rounds. There were no .45 caliber cartridge casings recovered at the scene.

Suspect Aguilar attempted to take Deputy Ruiz' firearm from him during the struggle by grabbing the barrel of the gun. Deputy Ruiz was able to maintain possession of his weapon.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was handled by Detectives Karen Shonka and Wayne Holston of the Los Angeles County Sheriff's Department's Homicide Bureau.

LIGHTING AND WEATHER CONDITIONS

The incident occurred during daylight hours. The weather was clear and warm.

RADIO TRANSMISSIONS

The Internal Affairs Investigators reviewed the radio traffic associated with the incident. Following is a brief synopsis of those transmissions:

On the main working frequency (Dispatch 9), at 0947 hours, Deputy Ruiz was heard broadcasting a deputy involved shooting (998). Thirty-Five seconds later, Deputy Ruiz could be heard asking for the address in the background. Thirty seconds later, SCC broadcast the location of 69th and Long Beach Boulevard. Eighteen seconds later, information was broadcast that the deputies were at the back of the apartment complex on 69th Way.

Approximately two minutes after the initial 998 broadcast, 280S (Sergeant Bell) broadcast he was responding Code 3. Ten seconds later, 281A (Deputy Abbott) broadcast he was Code 6. Twenty seconds later, 902R (medical rescue) was requested for the deputy and the suspect. Approximately one minute later, 280S broadcast he was Code 6 (out for investigation). A few seconds later, 281A broadcast he was transporting Deputy [redacted] Code 3 (lights and siren), to Saint Francis Medical Center.

Approximately five minutes and forty seconds after the initial 998 radio traffic, it is broadcast that the scene was clear for 902R to enter the crime scene. About

seven minutes after the initial 998, 280S requested ERT (Emergency Response Teams) from Carson, Century, Compton, and Lennox Stations.

Approximately nine minutes and forty-five seconds after the initial broadcast, LASD Aero Bureau broadcast that Long Beach Fire Department was arriving on scene.

IAB Note: Three Compact Discs containing the recordings of the radio communications from LASD and Long Beach Police Department during the incident are included as **[EXHIBIT F]**.

VIDEO RECORDING

Witness [redacted] recorded a portion of the incident on his cellular telephone's camera from a second story apartment window. Witness [redacted] made four individual recordings of the incident, the first one depicted the shooting. The other recordings depicted subsequent events leading up to, and including, the on-scene medical attention administered by the Long Beach Fire Department.

Recording One: As the first recording began, the camera was directed at the floor of the [redacted] residence, then it moved upward and was directed out the window toward the ground below where Deputies [redacted] and Ruiz could be seen on top of Suspect Aguilar. Deputy [redacted] was straddled on top of Suspect Aguilar's legs and Deputy Ruiz was hunched over to Suspect Aguilar's right side.

Suspect Aguilar was face down and Deputy [redacted] could be seen striking Suspect Aguilar in the right arm with his expandable baton. Deputy Ruiz had his left knee on Suspect Aguilar's right arm and appeared to have his firearm pointed toward Suspect Aguilar's head. Deputy [redacted] dropped the baton and placed an unknown item in the front of his waistband (possibly the suspect's firearm). Deputy [redacted] removed a set of handcuffs from his gun belt. Deputy [redacted] placed one handcuff on Suspect Aguilar's left wrist, which was positioned behind his back. Deputy [redacted] pulled Suspect Aguilar's right arm upward and toward his lower back, but was unable to secure the second handcuff.

Suspect Aguilar pulled his right arm away from Deputy [redacted] and tucked it under his body. Suspect Aguilar pushed himself upward to his knees, throwing Deputy [redacted] off of him. Deputy [redacted] appeared to be struggling to control Suspect Aguilar's right arm. Suspect Aguilar struggled with both deputies as they tried to gain control of his arms. The sound of a metal object hitting the pavement could be heard. Unintelligible words were spoken by one of the individuals, but sounded like "Watch out, Watch out."

A single gunshot was heard, followed by Deputy [redacted] yelling, "I've been shot." Suspect Aguilar moved on to his side. Deputy Ruiz had his left knee on top of Suspect Aguilar's right leg while Deputy [redacted] was laying on top of Suspect

Aguilar's upper body. Deputies could be heard saying "stop." Deputy Ruiz asked, "Where's the gun?" Suspect Aguilar responded, "I didn't have it." Deputy [redacted] removed a handgun from his own front waistband, and pressed in into the ground, as if he was trying to balance himself. Other unintelligible words could be heard. The deputies continued to struggle with Suspect Aguilar at the rear bumper of the parked car. Deputy [redacted] groaned in pain and said, "I got shot in the stomach."

At this point, Deputy Ruiz was holding his service weapon in his right hand and appeared to be pointing it at Suspect Aguilar's torso. Suspect Aguilar reached up with his left hand and grabbed Deputy Ruiz' firearm. Deputy Ruiz and Suspect Aguilar struggled for control of the firearm. Deputy [redacted] discarded the firearm that he pulled from his waistband. Suspect Aguilar said, "I didn't shoot nobody." One of the deputies, likely Ruiz, said, "Stop fucking..." to which Suspect Aguilar replied something that sounded like, "Why you gotta go puttin it in me."

At this time, Deputy Ruiz pulled his firearm away from Suspect Aguilar and began manipulating it, the sound of the firearm's slide was heard. It appeared as if Deputy Ruiz was clearing a malfunction by pulling the slide to the rear to make his weapon ready. Suspect Aguilar then said something that sounded like, "I said, I don't do it." A second gunshot was heard that appeared to come from Deputy Ruiz. At the time of the second gunshot, Suspect Aguilar was laying on his side and Deputy Ruiz was almost directly on top of him, prone across the length of Suspect Aguilar's body. Deputy [redacted] was on his knees, directly behind Suspect Aguilar's back.

After the second shot was fired, Deputy [redacted] immediately pulled out his service weapon and fired three times toward Suspect Aguilar's back. Right after, several men started yelling, "Ah, come on man, that's bullshit." Deputy [redacted] continued to yell out in pain that he had been shot. Both Deputies asked the onlookers for the address, and no one answered them. The unknown men continued to yell expletives at the deputies such as, "You don't shoot him in the back, you asshole. Fucking take it. You've got a fucking gun." The sounds of groaning can be heard, and Suspect Aguilar continued to move around as Deputy Ruiz laid on top of him. Moments later, Deputy Ruiz can be heard broadcasting, "998, 998." Deputy [redacted] grabbed his radio and appeared to attempt to broadcast something.

After several seconds of deputies pleading with the spectators for the address, the location of "6974 Long Beach Boulevard" was given as well as several other wrong addresses. Suspect Aguilar said, "I'm dying" as he laid on the ground face down with Deputy Ruiz on top of him. The deputies continued to hold down Suspect Aguilar and were able to handcuff him. Suspect Aguilar continued to move around and Deputy Ruiz told him to stop moving. An unknown male voice

was heard saying, "Come on my homie, come on my boy, come on don't go out like that my nigga, come on."

Deputy Ruiz was able to broadcast the location of 69th and Long Beach Boulevard and advised a deputy and suspect had been shot.

Words were exchanged between unknown individuals about Suspect Aguilar having a gun; someone asked, "He's got another gun or what?" Later on in response to a spectator, Deputy Ruiz said, "That's his fucking gun." Within a few minutes, sirens were heard. Deputy Ruiz told Deputy [redacted] to sit down and an unknown male voice could be heard yelling in Spanish. The scene sounded very loud, with numerous voices heard yelling in the background.

As the camera panned to the left, approximately twenty people were seen standing near the scene in the alley. The first deputy (Abbott) arrived and ran directly over to Deputy [redacted] who was behind a block wall. The second and third deputies (Alvarez and Morales) arrived seconds later and started assisting with crowd control. Deputy Morales was holding a shotgun and placed himself between the crowd and Deputy Ruiz, who was still on top of Suspect Aguilar. Deputy Ruiz ordered the other assisting deputies to "Roll " Deputy [redacted] Deputy Abbott and Alvarez took Deputy [redacted] from the scene while Deputy Morales stayed behind with Deputy Ruiz. The camera then panned up and to the right where four men were standing on a second story landing.

At the end of the video, Deputy Ruiz was lying on top of Suspect Aguilar who was prone. Deputy Ruiz had his legs straddled around the suspect and he appeared to be placing his chest on top of Suspect Aguilar's back. Another Deputy arrived via the alleyway and placed himself next to Deputy Morales, providing cover to Deputy Ruiz. All of the witnesses walked away from the scene in a southerly direction. An unknown black male wearing all blue clothing was seen taking a black beach cruiser from the alleyway. The duration of this video is five minutes and four seconds.

Recording Two: A second video, also shot by Witness [redacted] showed the same scene from about the same vantage point. Deputy Ruiz was no longer on top of Suspect Aguilar, who was still lying face down on the pavement. Sergeant Terrence Bell could be seen in the view of the camera and appeared to be giving direction to several other deputies who arrived to assist. Muffled voices could be heard as well as a helicopter orbiting overhead. The duration of this video is fourteen seconds.

Recording Three: A third video, also shot by Witness [redacted] showed suspect Aguilar lying on the ground in the same position. Two Long Beach Police Officers and two deputies were briefly seen behind the block wall, to the east of Suspect Aguilar. The duration of this video is eight seconds.

Recording Four: The fourth and final video shot by Witness [redacted] showed Long Beach Fire Department on scene treating Suspect Aguilar. The duration of this video is one minute and thirteen seconds.

WITNESS STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators reviewed any reports authored by the involved deputies.

INVOLVED EMPLOYEE DEPUTY [redacted]

On July 5, 2014, **Deputy [redacted] #[redacted]** was interviewed by Homicide Detectives Karen Shonka and Wayne Holston. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 93-96]**. The interview was transcribed under **Job #46585**. Following is a brief summary of the interview:

Deputy [redacted] was assigned to work unit [redacted] on May 26, 2014. Deputy [redacted] was in his [redacted] or [redacted] Deputy [redacted] was his [redacted] Deputy [redacted] said as he and Deputy Ruiz were driving on Long Beach Boulevard they saw Suspect Aguilar riding his bicycle on the sidewalk. He said the suspect made eye contact with them and then "took off." Deputy [redacted] said they tried to do a bike stop of the suspect but he jumped off his bike and ran.

Deputy [redacted] heard Deputy Ruiz say," He's got a gun." Deputy [redacted] noticed the suspect holding his waistband as he ran. Deputy [redacted] said he and Deputy Ruiz ran after the suspect northbound near some garages. He said Deputy Ruiz tripped and fell down and then he (Deputy [redacted]) tackled the suspect from behind. Suspect Aguilar fell on the ground and Deputy [redacted] placed himself on top of the suspect. Deputy Ruiz came over seconds later to assist. Suspect Aguilar still had his hands under his body and Deputy [redacted] knew the suspect had a gun due to his mannerisms and Deputy Ruiz' verbal warning moments earlier.

After giving several verbal commands to show his hands which had no effect, Deputy [redacted] pulled out his expandable baton, and struck Suspect Aguilar in the right elbow in order to gain compliance. Deputy [redacted] said he remembered placing a handcuff on the suspect's left wrist, removing the suspect's gun from his waistband and securing it on his own person, and then hearing Deputy Ruiz yell, "Gun." Deputy [redacted] said he was shot by the suspect and his memory of when exactly he was shot was unclear. Deputy [redacted] only remembered hearing the one gunshot, being shot, and then shooting Suspect Aguilar three times. Deputy [redacted] said after he shot Suspect Aguilar, he asked the onlookers for the address to the location. Deputy [redacted] said a female said something to him but

he could not hear her. He also remembered two males standing on the second floor of an apartment building yelling, "Fuck you, you shot him in the back."

On September 29, 2015, **Deputy [redacted] #[redacted]** was interviewed by IAB Sergeants Kimberly Mendoza and Dennis Watters. The interview was audio recorded and transcribed under **Jobs #47711 and #47712.** Following is a summary of the interview.

On May 26, 2014, Deputy [redacted] was assigned to [redacted] and was working unit [redacted] on Day Shift with his [redacted] Deputy [redacted] They were driving northbound on Long Beach Boulevard in the City of Long Beach en-route to a [redacted] Deputy [redacted] said as they traveled north, they saw Suspect Aguilar riding his bicycle northbound on the sidewalk while wearing headphones. Deputy Ruiz told Deputy [redacted] they were going to stop Suspect Aguilar for the violations. Deputy [redacted] said he knew they were on Long Beach Boulevard, but was unsure of the cross street. He did not look up at the street sign as they turned on to 69th Way, as he was very focused on the suspect.

Deputy [redacted] said the suspect looked at them and then started to pedal faster, as if he is trying to get away. Suspect Aguilar turned east onto 69th Way and they followed behind. Deputy Ruiz turned the patrol vehicle south into the first alley in order to block the path of Suspect Aguilar. As they pulled into the mouth of the alley, Suspect Aguilar got off of his bicycle and ran northbound across 69th Way. Deputy [redacted] stated Deputy Ruiz warned him about Suspect Aguilar possibly being armed.

Deputy [redacted] said he immediately exited the patrol car and began chasing after Suspect Aguilar. He noticed the suspect continued to touch his waistband with his right hand as he ran, doing it numerous times. Deputy [redacted] stated he was, "almost a hundred percent positive he had a gun." Deputy [redacted] remembered chasing Suspect Aguilar in the alleyway and believed Deputy Ruiz was right behind them. The next thing Deputy [redacted] recalled was seeing Deputy Ruiz stumble and fall, due to some loose gravel in the alley. He said Deputy Ruiz was able to get back up and regain his footing.

Deputy [redacted] said Suspect Aguilar was about five to ten feet ahead of him as he chased him. Deputy [redacted] did not broadcast that he was in foot pursuit and he was unsure if Deputy Ruiz had done so. Prior to this incident, Deputy [redacted] had not broadcast any emergent traffic via his radio.

> **IAB Note:** During the interview, Deputy [redacted] was shown several photographs **[EXHIBIT D]** of the scene. He was asked if he recalled whether he ran between the apartment buildings or through the alleyway. He said he was unsure where he chased the suspect, or if he ever went through a pedestrian gate.

Once they reached the north end of the alley, Deputy [redacted] said he collided with Suspect Aguilar and took him to the ground. He said Deputy Ruiz was right behind him as they fell to the ground. Suspect Aguilar fell to the ground face first, with both of his hands under his abdomen. Deputy [redacted] ordered Suspect Aguilar to give up his hands as he straddled him from behind. Deputy [redacted] was unable to free the suspect's right hand from under his body, so he decided to use his expandable baton on Suspect Aguilar's exposed right elbow. Deputy [redacted] said he struck Suspect Aguilar in the right elbow approximately five times using the bottom end of the baton, striking him vertically. He said the baton strikes had no effect on Suspect Aguilar. He continued to give Suspect Aguilar commands to stop fighting and give up his hands, but the suspect failed to comply with the commands or force used by Deputy [redacted]

After continuing to struggle to free the suspect's hands, Deputy [redacted] was finally able to free the suspect's left hand and place it behind his back, where it was handcuffed. After handcuffing the left wrist, Deputy [redacted] tried to remove the suspect's right hand from under his body. As his hand was under the suspect's abdomen, he felt a gun in the suspect's waistband and also felt the suspect's hand on the weapon. Deputy [redacted] warned Deputy Ruiz that he felt a gun. Deputy [redacted] was able to free the suspect's right arm and was about to handcuff his right wrist, when the suspect "sprawled" and got up on all fours. Deputy [redacted] was surprised by the suspect's ability to do this, as he weighed about 250 pounds and was directly on top of him. Deputy [redacted] did not believe he had possession of the suspect's gun at that point.

IAB Note: In the video filmed by Witness [redacted] it appeared that Deputy [redacted] recovered the suspect's gun immediately after discarding his baton on the ground, prior to handcuffing. Deputy [redacted] appeared to pull the gun out from under the suspect and placed it in the front of his waistband.

Deputy [redacted] said he was attempting to gain control of Suspect Aguilar, when he fell backward and to the left. The next thing he recalled was getting shot, and believed it was Suspect Aguilar who had shot him. Initially, he thought he had been shot in the vest, but a few seconds later he felt what he described as a "fireball" in his stomach. Deputy [redacted] said things became hazy and he remembered trying to un-holster his weapon a few times. Deputy [redacted] said he did not recall Deputy Ruiz firing his weapon at the suspect, but did recall struggling with the suspect until the time Deputy Ruiz told him to go sit down. He said from the time he got shot until the time he fired his weapon, his recollection of events was not very clear. Watching the video of the incident did help refresh his memory. He specifically recalled Deputy Ruiz saying something to the effect of, "He's got my gun."

IAB Note: Homicide Investigators showed Deputy [redacted] the video of the incident during their interview with him on July 5, 2014.

When asked why he shot Suspect Aguilar, Deputy [redacted] said, "Apparently it was the second gunshot, because after reviewing the video." Deputy [redacted] also had a concern that the suspect was going to shoot Deputy Ruiz, since the suspect had already shot him.

After the struggle was over, Deputy [redacted] recalled applying pressure to the suspect's back, over the gunshot wounds. Deputy [redacted] said he asked a woman who was looking down at them for the address. He saw her mouth was moving but he could not hear anything. He also said the men on the stairs were yelling about how they [redacted] and Ruiz) shot the suspect in the back, basically saying, "Fuck off." He felt they were not going to be helpful.

Deputy [redacted] asked if he felt it would have been safe for Deputy Ruiz to attempt to administer first aid to the suspect. He felt it would not have been safe to do so given the fact that Suspect Aguilar continued to resist even after he was handcuffed.

Deputy [redacted] was given an opportunity to view the video of the incident after being given the video admonishment. He was specifically asked if it appeared that he had recovered the suspect's handgun prior to the handcuffing and placed in in his waistband. He did not recall placing the gun in his waistband, but said that based on what the video showed, it appeared to be the case.

INVOLVED EMPLOYEE DEPUTY JOSE RUIZ

On May 26, 2014, **Deputy Jose Ruiz, #[redacted]** was interviewed by Homicide Detectives Karen Shonka and Wayne Holston. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 86-89]**. The interview was transcribed under **Job # 46588**. Following is a brief summary of the interview: Deputy Ruiz was assigned to work unit 287A on May 26, 2014. Deputy Ruiz was the assigned [redacted] to Deputy [redacted] As Deputy Ruiz and Deputy [redacted] were driving northbound on Long Beach Boulevard, they saw Suspect Aguilar riding his bicycle on the sidewalk, also traveling north. Suspect Aguilar had headphones in his ears as he rode. Deputy Ruiz said Suspect Aguilar turned to eastbound 69th Street and he followed in the patrol vehicle. Deputy Ruiz accelerated and tried to cut Suspect Aguilar off in the alley. Suspect Aguilar jumped off his bicycle and ran north across 69th Street into an apartment complex.

IAB Note: Deputy Ruiz referred to 69th Way, as 69th Street, in his Interview with homicide investigators. 69th Street is one block south of 69th Way.

Deputy Ruiz said Deputy [redacted] immediately got out of the car and chased Suspect Aguilar into the apartment complex. Deputy Ruiz saw Suspect Aguilar reach for his waistband as he was running. Deputy [redacted] was about twenty feet ahead of Deputy Ruiz by the time he made it to the back of the patrol car. Deputy Ruiz decided to run north up the alley, believing the suspect would exit to the alley through a gate. As Suspect Aguilar came through the gate, Deputy Ruiz detained him at gunpoint. Suspect Aguilar turned away and continued running just as Deputy [redacted] came through the gate. Deputy [redacted] followed Suspect Aguilar and tackled him between a parked car and a fence. Suspect Aguilar fell to the ground with his hands under his stomach.

Deputy Ruiz and Deputy [redacted] both struggled to get control of Suspect Aguilar's arms while giving him commands to "give up your hands." Deputy Ruiz said Suspect Aguilar tried to get up and they pushed him back down. Deputy Ruiz saw that Deputy [redacted] had the suspect's left arm, but they were unable to get his right arm, which was tucked under his abdomen. Deputy Ruiz said he used his duty weapon and placed it near Suspect Aguilar's head and ordered him to remove his right arm from under his body. Deputy Ruiz said he hit the suspect twice on the head with his firearm. At this time, Deputy Ruiz heard Deputy [redacted] yell,"Gun." Deputy Ruiz said he placed his gun under Suspect Aguilar's stomach when he felt the suspect grab a hold of the barrel. Deputy Ruiz fired his weapon one time toward the suspect and could still feel the suspect's hand on his gun. Deputy Ruiz then fired his weapon a second time toward Suspect Aguilar. He attempted to shoot a third time, but the weapon did not fire. Deputy Ruiz yelled out, "He's got my gun", believing the suspect was going to shoot Deputy [redacted] As soon as the suspect released his grasp of Deputy Ruiz' gun, Deputy Ruiz racked a round to make his gun ready again.

IAB Note: In Deputy Ruiz' interview with homicide investigators, his recollection of the timing of his shots contradicts with the video of the incident. The video shows he fired one time, cleared his weapon and fired a second time approximately 31 seconds later.

Deputy Ruiz heard his partner yell out, "I've been shot." Deputy Ruiz said he placed his body weight on top of the suspect who was still struggling to get up. Deputy Ruiz then heard Deputy [redacted] fire his weapon three to four times. Deputy Ruiz said he re-holstered his weapon, and grabbed the suspect's arms and completed the handcuffing process. Deputy Ruiz saw that Deputy [redacted] was bleeding from his stomach area, and told him to sit down. Deputy Ruiz saw the suspect's weapon lying on the ground. Deputy Ruiz immediately got on the radio and broadcast they had been involved in a shooting. He noticed a crowd

was forming and he asked the people for the address. Deputy Ruiz said he was eventually able to broadcast a location of 69th Street and Long Beach Boulevard.

Deputy Ruiz said as he was broadcasting information, Suspect Aguilar was still struggling to get up. Deputy Ruiz placed his body weight on the suspect as he waited for assisting units to arrive. Deputy [redacted] was taken from the scene by Deputies Abbott and Alvarez, and Deputy Ruiz was taken to a hospital by Detective Allen.

On September 29, 2015, **Deputy Jose Ruiz, #**[redacted] was interviewed by IAB Sergeants Kimberly Mendoza and Dennis Watters. The interview was audio recorded and transcribed under **Jobs #47713 and #47714.** Following is a summary of the interview.

On May 26, 2014, Deputy Ruiz was assigned to Compton Station and was working unit 287A on Day Shift with his [redacted] Deputy [redacted] Prior to May 26, 2014, Deputy [redacted] had not broadcast any emergent traffic while working with Deputy Ruiz, nor had they been involved in a vehicle or foot pursuit together.

Deputy Ruiz said he and Deputy [redacted] had just left a [redacted] and were en-route to another [redacted] They were driving northbound on Long Beach Boulevard when they first saw Suspect Aguilar.

Deputy Ruiz said he was driving the patrol vehicle in the number two lane when he saw Suspect Aguilar riding his bicycle northbound on the sidewalk while wearing headphones. He told Deputy [redacted] they were going to detain and cite Suspect Aguilar for the violations. He said the suspect was riding ahead of them and had not seen them yet. The plan was to wait until Suspect Aguilar reached the corner (69th Way and Long Beach Boulevard) before pulling him over.

Deputy Ruiz said as he watched Suspect Aguilar, he appeared to be a "gangster." As they approached the corner, Deputy Ruiz sped up a little bit, placing them parallel with Suspect Aguilar. Suspect Aguilar looked at the deputies, immediately turned right on 69th Way, and increased his speed. Deputy Ruiz followed Suspect Aguilar on to 69th Way. He knew there was an alley ahead of them and decided to turn south in the alley to block Suspect Aguilar's path. As they pulled in to the alley, Deputy [redacted] was already getting out of the vehicle and Deputy Ruiz warned him to watch the suspect's hands. Suspect Aguilar jumped off his bicycle and almost "threw" his bicycle toward the patrol vehicle and started running northbound across 69th Way.

Deputy Ruiz stated after he placed the vehicle in park, he exited his driver's side door and looked north across the top of the patrol vehicle, at Suspect Aguilar. Deputy Ruiz noticed that Suspect Aguilar was holding his waistband with both hands. Deputy Ruiz said he believed at that time that Suspect Aguilar had a gun in his waistband and yelled out to Deputy [redacted] warning him the suspect might

have been armed. Suspect Aguilar then removed his hands from his waist and ran normally, pumping his arms. Deputy Ruiz then thought that maybe the suspect was not armed after all, and only had narcotics, due to the fact he was wearing basketball shorts. Deputy Ruiz said in his past experience, suspects do not usually carry guns when they are wearing basketball shorts.

Suspect Aguilar ran between two apartment buildings ([redacted]. Deputy Ruiz said as he was trying to catch up, Suspect Aguilar ran between the two apartment buildings and Deputy [redacted] was about eight to ten feet behind. Deputy Ruiz said he was familiar with the apartment buildings and knew that Suspect Aguilar would likely exit a wrought iron pedestrian gate on the north east side of [redacted]. Deputy Ruiz said as he approached the mouth of the alley on the north side of 69th Way, he had already lost sight of Suspect Aguilar and Deputy [redacted] was just about to enter in between the two apartment buildings behind the suspect. Approximately two to three seconds later, Deputy Ruiz saw Suspect Aguilar exit the pedestrian gate with both his hands showing.

Deputy Ruiz said he walked northbound in the alley and detained Suspect Aguilar at gunpoint, ordering him to show his hands and lay on the ground.

> **IAB Note:** Deputy Ruiz was shown a photograph **[EXHIBIT D, #10].** He marked the photograph with a letter "R" for Ruiz, and a letter "S" for suspect, to indicate where they were standing when Deputy Ruiz detained the suspect at gunpoint. Deputy Ruiz also placed an "X" on the photograph to indicate where he later tripped and fell.

After ordering Suspect Aguilar to lay on the ground, Deputy Ruiz said the suspect turned away, grabbed his waistband again, and ran north toward a parked vehicle. As Deputy Ruiz began running after Suspect Aguilar, he tripped and fell down. At about this time, Deputy [redacted] came through the pedestrian gate. Deputy [redacted] collided into Suspect Aguilar near the back of a parked vehicle, taking the suspect to the ground. Deputy Ruiz said Suspect Aguilar hit the ground face down with his hands under him, near his waist area. Once Deputy Ruiz regained his footing, he went to assist Deputy [redacted] Deputy Ruiz heard Deputy [redacted] giving Suspect Aguilar commands to give up his hands.

Deputy Ruiz stated he placed his right foot against the wrought iron fence and his left knee on Suspect Aguilar's right bicep, and used his left arm to push Suspect Aguilar down. He pulled his duty weapon out with his right hand and placed it to the back of the suspect's head. Deputy Ruiz said he did this because he firmly believed Suspect Aguilar was armed and was going to pull his gun out. Deputy Ruiz said he also ordered Suspect Aguilar numerous times to show his hands, but he failed to comply or even acknowledge those orders. At one point, Deputy Ruiz said to Suspect Aguilar, "Give me your hands or I'm gonna shoot you."

Deputy Ruiz said he looked back at Deputy [redacted] who was straddling Suspect Aguilar, on top of his buttocks. He heard a clicking sound, which he believed to be a handcuff being applied. Deputy Ruiz stated he remembered grabbing the suspect's left arm after the handcuff was on, while he still had his duty weapon in his right hand. He noticed that the suspect's right elbow was exposed but his right hand was still tucked under his body. Deputy Ruiz said he used his duty weapon to strike the suspect on the head twice. He said he used his gun as an impact weapon in order to gain compliance, since Suspect Aguilar was not responding to their physical efforts and verbal orders. Deputy Ruiz did not feel it would have been safe to re-holster his weapon and transition to another impact weapon, due to the fact he believed Suspect Aguilar possessed a firearm in his waistband. He wanted to maintain the advantage of having his weapon out in case the suspect was able to retrieve his gun.

Deputy Ruiz stated Suspect Aguilar was able to push himself upward, and he heard Deputy [redacted] say, "Gun, gun." Deputy Ruiz yelled out, "Where is it, Where is it?" Deputy Ruiz said Suspect Aguilar was able to stand up, but was still bent over at the waist, and at this moment he believed Suspect Aguilar was about to retrieve his gun. Deputy Ruiz aimed his gun at the suspect's abdomen and pulled the trigger. As Deputy Ruiz pulled the trigger, he noticed his gun did not fire. He looked down and saw the suspect's hand on the barrel of his duty weapon. Deputy Ruiz said he yanked on his gun, and was able to fire his weapon. Deputy Ruiz said they all ended up falling back down to the ground and he heard Deputy [redacted] yell out, "I've been shot." Deputy Ruiz said he was wondering where the suspect's gun was. At that moment, he did not realize that he had shot Deputy [redacted] and he believed the suspect had shot him.

Once they were back on the ground, Deputy Ruiz said he cleared his weapon, ejecting one live round on to the ground. Deputy Ruiz said he believed the suspect shot his partner and he may be shot next. Deputy Ruiz had not seen or touched the suspect's weapon, but heard Deputy [redacted] yell, "Gun." After clearing his weapon, Deputy Ruiz fired a second time, striking the suspect. Immediately after firing the second time, he said Deputy [redacted] fired three times, striking Suspect Aguilar. Deputy Ruiz said the suspect went limp for a moment and they were able to finish handcuffing him. He said as soon as the second handcuff went on Suspect Aguilar, he started struggling again, trying to move away. Deputy Ruiz said he sat on top of the suspect and pushed him down using his forearm.

Deputy Ruiz said he immediately got on the radio and broadcast the shooting, and requested paramedics for the deputy and suspect. He said he asked the bystanders who were outside for the address. He thought about broadcasting the fact he was in the rear alley of 69th Way, but was concerned the responding deputies would see the position of his patrol car and assume they were south of 69th Way. Deputy Ruiz specifically recalled three men standing on the stairs who would not provide the address to him. Deputy Ruiz asked another man for the

address and the man told him to, "Fuck off." He finally looked behind him and up into a second story window where he saw a person recording the incident with a white cell phone. He thought they were trying to tell him something because he saw their lips moving, but he could not hear them.

Deputy Ruiz saw that a crowd had gathered and became concerned. At this time, Deputies Alvarez, Abbott and Morales arrived. Deputy Ruiz told Deputies Alvarez and Abbott to take Deputy [redacted] to the hospital and directed Deputy Morales to stay and watch the suspect's gun and provide a barrier between him and the crowd.

After the shooting, Deputy Ruiz recalled seeing a black male sitting on a bicycle that looked like the one Suspect Aguilar had been riding.

> **IAB Note:** In the video shot by Witness [redacted] **[EXHIBIT E]** a male black adult wearing a blue shirt was seen riding a beach cruiser bicycle south in the alley away from the scene. He took the bicycle after the shooting occurred.

Deputy Ruiz was asked if he rendered medical aid to Suspect Aguilar after the shooting. He stated he did not, due to the fact Suspect Aguilar was still struggling after he had been shot, which indicated to Deputy Ruiz that the suspect was still breathing. Deputy Ruiz said he was taken from the scene by Detective Michael Allen #[redacted] just as the Fire Department was arriving. Deputy Ruiz said he did not realize that he shot Deputy [redacted] until sometime later when he was at the hospital. He said he replayed the incident in his head and realized that his first shot had actually struck Deputy [redacted]

Deputy Ruiz was given an opportunity to view the video of the incident after being given the video admonishment. He was asked if there was anything he wanted to clarify after reviewing the video. He stated although he thought he and the suspect were standing up when he fired his first shot, the video clearly showed they were on their knees. Deputy Ruiz also noticed that the suspect used his left hand to grab his weapon when he thought it had been the suspect's right hand.

WITNESS DEPUTY GEORGE ALVAREZ

Deputy Alvarez authored a supplemental report **[EXHIBIT A, page 45]** *regarding the general incident.*

On May 26, 2014, **Deputy George Alvarez, #**[redacted] was interviewed by Homicide Detectives Karen Shonka and Wayne Holston. This interview is summarized in the Homicide Book **[EXHIBIT A, pages 90-91].** The interview was transcribed under **Job #46586**. Following is a brief summary of the interview:

Deputy Alvarez said he was working 281T1 on May 26, 2014, when he heard radio traffic indicating there was a deputy involved shooting. He immediately began responding to the area of Greenleaf Avenue and Long Beach Boulevard. As he drove south on Long Beach Boulevard, he saw a radio car parked in the middle of the street, south of Greenleaf Avenue. He drove south in the northbound lanes and parked his vehicle next to the other radio car.

As he parked his vehicle, he saw Deputy Abbott walk down a walkway in an easterly direction [redacted] Long Beach Boulevard). He told his [redacted] Deputy Morales, to grab a shotgun. Both he and Deputy Morales ran down the walkway directly behind Deputy Abbott. Once at the back of the apartment complex, he saw Deputy Ruiz on top of Suspect Aguilar who was face down on the ground. It appeared that Deputy Ruiz was still struggling with the suspect. He then saw Deputy [redacted] four to five feet away on his hands and knees. Deputy Ruiz yelled to the deputies, "Roll Him", while pointing to Deputy [redacted]

Deputy Alvarez and Deputy Abbott assisted Deputy [redacted] out to Long Beach Boulevard and placed him in the back seat of Deputy Abbott's radio car. Deputy Alvarez sat in the back seat with Deputy [redacted] while Deputy Abbott drove them to the hospital. Once they arrived at the hospital other deputy personnel assisted Deputy [redacted] onto a gurney and into the hospital.

WITNESS DEPUTY JOSE MORALES

Deputy Morales authored a supplemental report **[EXHIBIT A, pages 41-43]** *regarding the general incident.*

On May 26, 2014, **Deputy Jose Morales, #[redacted]** was interviewed by Homicide Detectives Karen Shonka and Wayne Holston. This interview is summarized in the Homicide Book **[EXHIBIT A, pages 91-92].** The interview was transcribe under **Job #46589**. Following is a brief summary of the interview:

Deputy Morales said he was working 281T1 with Deputy Alvarez on May 26, 2014. Deputy Morales believed they were on the northeast side of Compton when he heard the "998" radio traffic. When they arrived to the location, he saw Deputy Abbott on Long Beach Boulevard. He grabbed the shotgun from the patrol car and walked to the back of the apartment complex. He said there was a large crowd of people. He heard an unknown person yell, "Fuck the cops, that's why we kill you."

Deputy Morales walked directly over to Deputy [redacted] who was slouched over and in obvious pain. Deputy [redacted] was taken away by Deputy Abbott and Deputy Alvarez while he remained behind. Once Deputy [redacted] was taken from the scene, he saw a handgun lying on the ground. Due to the large crowd that had gathered, he picked up the handgun so it could not be taken or used against the deputies. He held the gun with his left hand for about twenty seconds. After

the crowd started to back up, he placed the gun back on the ground in the approximate location from where he had picked it up. Deputy Morales did not touch the trigger or manipulate the gun.

Deputy Morales said Deputy Ruiz was taken from the scene and Long Beach Fire Department responded to treat Suspect Aguilar. After the scene was secure, Deputy Morales canvassed the neighborhood for witnesses.

WITNESS DEPUTY ROLAND ABBOTT

Deputy Abbott authored a supplemental report **[EXHIBIT A, pages 53-55]** *regarding the general incident.*

On May 26, 2014, **Deputy Roland Abbott, #**[redacted] was interviewed by Homicide Detectives Karen Shonka and Wayne Holston. This interview is summarized in the Homicide Book **[EXHIBIT A, pages 92-93].** The interview was transcribed under **Job # 46584**. Following is a brief summary of the interview:

Deputy Abbott was responding to assist another deputy at the time he heard 287A broadcast they were involved in a shooting. He looked at the MDC (Mobile Digital Computer) and saw that 287A was on Long Beach Boulevard. As he headed south on Long Beach Boulevard and passed Greenleaf Avenue, he saw several people on the sidewalk looking east near an apartment complex. Once he arrived, he exited his car and walked up to a locked metal gate. An unknown man opened the gate for him and he walked eastbound down a pathway.

Once he walked down the pathway, he saw several people standing around in the area. He saw Deputy [redacted] on his hands and knees and he appeared to be in pain. Deputy [redacted] handed him a silver colored gun and asked him to make it safe. Deputy Abbott believed he touched the gun momentarily but never made it safe. He handed to gun back to Deputy [redacted] where it was placed back down on the ground. Deputy Abbott asked the bystanders for the address because he was not sure exactly where he was. After not receiving any help from the citizens about their location, he assisted Deputy Alvarez with taking Deputy [redacted] from the scene. Deputy Alvarez and he walked Deputy [redacted] to his (Abbott's) radio car. Deputy Abbott drove to Saint Francis Medical Center with Deputy [redacted] and Deputy Alvarez in the back seat.

WITNESS OFFICER [redacted]

On May 26, 2014, **Officer** [redacted] of the Long Beach Police Department was interviewed by Homicide Detectives Karen Shonka and Wayne Holston at the Compton Sheriff's Station. This interview is summarized in the Homicide Book **[EXHIBIT A, pages 89-90].** The interview was transcribed under **Job #46587**. Following is a brief summary of the interview:

Witness [redacted] was working patrol on May 26, 2014, when he responded to a 245 call at [redacted] in Long Beach. As he drove to the location, the call was updated that "LASO" deputies might have been involved. A further update indicated a suspect and a deputy were down. When Witness [redacted] arrived, he saw a black and white patrol vehicle parked in the north/south alley, facing southbound with the passenger side door open. He also saw thirty to forty people standing around the patrol vehicle. He was directed by an unknown female to the alleyway north of 69th Way. Once he ran up to the north end of the alley, he saw Deputy Ruiz on top of Suspect Aguilar who was lying on his stomach handcuffed. He noticed Deputy Ruiz had blood on his shirt. He also saw two deputies come out into the alley armed with shotguns. It appeared the two deputies were focused with crowd control.

Witness [redacted] coordinated with Long Beach Fire Department on which way they should enter the scene. He also assisted with crowd control and making the scene safe for assisting deputies and Fire Department personnel. Once the Fire Department was on scene treating the suspect, he stepped out of the area.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ken Perry and Fredrick Reynolds at his home at [redacted] This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 100-102]**. The interview was transcribed under **Job #46597**. Following is a brief summary of the interview:

Witness [redacted] said he was in his apartment using the bathroom when he heard tire skids, people yelling, and then the sound of people running in the alley. Witness [redacted] got dressed and went outside. He saw the deputies in a scuffle with Suspect Aguilar and then heard one gunshot. He heard the deputy yell out that he had been shot, followed by several more shots. He believed he heard a total of five gunshots.

Witness [redacted] said he did not wish to give a full statement at the time and wanted to confer with his attorney, [redacted] Witness [redacted] said he would fully cooperate and give a written statement if necessary, but only after speaking with his attorney. Homicide Detective Perry provided his business card to Witness [redacted] at the conclusion of the interview.

> **IAB Note:** IAB Investigators mailed a certified letter to Witness [redacted] asking for his cooperation with this investigation. The letter was signed for by an unknown occupant at his residence. Witness [redacted] did not make contact with IAB Investigators.

WITNESS [redacted]

On May 26, 2014, [redacted] was contacted by Homicide Detectives Ken Perry and Fredrick Reynolds at his home at [redacted] Witness [redacted] was later interviewed at the Compton Sheriff's Station by the aforementioned detectives. These interviews are summarized in the Homicide Investigation Book **[EXHIBIT A, pages 102-107]**. The interview at Compton Station was transcribed under **Job #46600**. Following is a brief summary of the interview:

Witness [redacted] said he was sleeping in his apartment located at [redacted] when he heard a banging noise and some people yelling. He got up from his bed and looked out the second story window.

> **IAB Note:** Witness [redacted] lived in a second story apartment directly [redacted] of where the shooting took place. His view was [redacted] and was partially [redacted] and a [redacted] Shortly after the struggle began, Witness [redacted] began filming the incident with his cell phone camera. This video was given to Homicide Investigators and is included as **[EXHIBIT E]**

Witness [redacted] saw the deputies chasing Suspect Aguilar in the alley. He believed the deputies were trying to take Suspect Aguilar to the ground when they were near the block wall. Witness [redacted] heard a deputy tell the suspect to get on the ground. He saw the suspect try to run westbound but the two deputies took him down in front of the wrought iron fence. Witness [redacted] said it appeared as if Suspect Aguilar was trying to get away by getting up off the ground. At one point, he saw Deputy Ruiz pull his gun out and then re-holster it. Witness [redacted] heard Deputy Ruiz tell the suspect, "Better stop or I'm gonna shoot you in the head."

Witness [redacted] said Deputy [redacted] was able to place a handcuff on Suspect Aguilar, but when Deputy [redacted] tried to place the second handcuff on, Suspect Aguilar pulled away and placed that hand under his body to push himself up. Witness [redacted] could not see what Suspect Aguilar was doing with this hand. At this time, Witness [redacted] heard one gunshot. Immediately after the first gunshot, he heard Deputy [redacted] scream, "I got shot." Witness [redacted] then saw Deputy [redacted] remove a gun from underneath Suspect Aguilar's stomach area and throw it to the side. Witness [redacted] heard a second shot that he believed came from Deputy Ruiz. Moments later, he saw Deputy [redacted] pull out his gun and shoot Suspect Aguilar three times. During the struggle, both deputies had their back to Witness [redacted] and the suspect continued moving and trying to get away.

After the last three shots, Witness [redacted] heard both deputies asking for the address. Witness [redacted] said a lot of people started coming outside to see what

was going on. Witness [redacted] noticed that nobody was providing the deputies with the address, so he yelled out, "[redacted]" Witness [redacted] heard an unknown person yell out something about shooting the suspect in the back. Witness [redacted] saw the assisting deputies arrive with shotguns in the following minutes.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ken Perry and Fredrick Reynolds at the Compton Sheriff's Station. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 107-108]**. The interview was transcribed under **Job #46602**. Following is a brief summary of the interview:

Witness [redacted] said she was at her kitchen window when she heard someone screaming. She went outside and stood near a black truck that was parked in the alley. She saw the suspect try to jump over the wall, but the deputies took him to the ground. She saw the suspect struggling with the deputies on the ground and heard them order the suspect to stop moving. She said Deputy [redacted] pulled out his handcuffs and tried to handcuff the suspect. At this time, she heard a gunshot and she believed the suspect shot Deputy [redacted] although she did not see the shooting. Witness [redacted] then walked back from the alleyway toward the fence of her apartment building. As she stood by the fence, she could still see the deputies struggling with the suspect. She saw Deputy Ruiz pull out a "rifle" and tell the suspect, "Don't move or I will shoot." Approximately two to three minutes later, Witness [redacted] heard three more gunshots.

Witness [redacted] stated she then saw a handgun on the ground near the suspect's feet. Witness [redacted] said she never saw Deputy [redacted] pull out his firearm, only Deputy Ruiz. Witness [redacted] did not see either deputy shoot Suspect Aguilar, nor did she see Suspect Aguilar holding a firearm.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ken Perry and Fredrick Reynolds at his home at the Compton Sheriff's Station. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 108-109]**. The interview was transcribed under **Job #46601**. Following is a brief summary of the interview:

Witness [redacted] said he was eating breakfast when she heard screeching tires, like a car about to crash. Witness [redacted] then heard someone say, "Stop, wait there." She then heard a car alarm sounding, which prompted her to go outside with her [redacted] Witness [redacted] As she stood next to the fence of her apartment building, adjacent to the alley, she saw Deputy [redacted] on

top of Suspect Aguilar, trying to handcuff him. Witness [redacted] said Suspect Aguilar was moving around a lot, trying to avoid being handcuffed. She said she did not have very clear view of the incident due to a parked car. She never had a clear view of Deputy Ruiz during the struggle. Witness [redacted] was able to see Deputy [redacted] on top of the suspect, and the suspect was kicking and moving his legs. Witness [redacted] heard a single gunshot and became scared. She immediately ran away from the incident, toward her house, where she could no longer see anything.

Shortly afterward, Witness [redacted] returned toward the alley and saw the deputies still struggling with the suspect. She heard three more gunshots, followed by Deputy [redacted] stumbling backward into the alley. Deputy [redacted] was holding onto to his stomach, and he appeared to be bleeding. Witness [redacted] asked her [redacted] if she could use his phone to call for help. She dialed 911 and stayed by the fence. Witness [redacted] said she never saw the suspect or the deputies with a firearm in their hands.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ken Perry and Fredrick Reynolds at the Compton Sheriff's Station. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 109-110]**. The interview was transcribed under **Job #46598**. Following is a brief summary of the interview:

Witness [redacted] said he was in his bathroom when he heard screeching tires coming from the area of 69th Way. He also heard a voice saying, "Stop, stop." Witness [redacted] said he exited his apartment and saw several people standing by the gate that leads from his apartment complex to the alley. The people were looking toward the north end of the alley. As he stood just inside the gate, he heard a gunshot. Witness [redacted] said after he heard the first gunshot, he walked north and stood next to a trash bin that was just outside the gate.

Witness [redacted] said he saw the two deputies struggling, trying to keep the suspect on the ground. Witness [redacted] noticed a gun next to Deputy [redacted] Witness [redacted] was not able to see what the deputies were doing specifically, except that Deputy [redacted] was on top of Suspect Aguilar and Deputy Ruiz was next to suspect Aguilar. After a short time, Witness [redacted] heard four more gunshots.

After the gunshots, Witness [redacted] heard Deputy Ruiz asking the onlookers for the address to the location. He said nobody was giving Deputy Ruiz the address, so he moved closer. Witness [redacted] provided the address to Deputy Ruiz. He also heard Deputy [redacted] yelling, "I've been shot, I've been shot." Witness [redacted] immediately called 911. Witness [redacted] saw Deputy [redacted] get up and he had a gun in his hand that had blood on it. After the last four shots, Witness [redacted] heard someone yelling, "I'm dying, I'm dying."

IAB Note: Witness [redacted] indicated in his interview that during the Incident, he was wearing a white shirt and shorts. At about four minutes and fifteen seconds into the first video **[EXHIBIT E]**, Witness [redacted] was seen talking on his cell phone and was standing close to Deputy [redacted]

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ken Perry and Fredrick Reynolds at the Compton Sheriff's Station. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, pages 110-111]**. The interview was transcribed under **Job #46599**. Following is a brief summary of the interview:

Witness [redacted] was an employee for [redacted] on the date of the incident. He stated he was working on some phone lines and arrived to his job site around 9:30 am. His job site was located on the [redacted] side of [redacted] Witness [redacted] said as he was working on the phone line, he heard a loud pop followed by a man yelling and groaning. Witness [redacted] decided to walk toward the noise and as he approached, he heard four gunshots.

Witness [redacted] walked [redacted] the street to the pedestrian gate at [redacted] Long Beach Boulevard, and found the gate locked. He saw people in the area, including two on the second story looking down at the ground. From through the gate, he saw feet sticking out from behind a parked car. At this time, Witness [redacted] said a police car arrived to the location and he yelled to the deputies, "Shots fired." The deputies went through the security gate and ran toward the rear of the location. After a few minutes, he saw two deputies exit the gate with an injured deputy who appeared to have been shot. The deputies placed the injured deputy in the back of the police car and drove away. Witness [redacted] never went through the gate, but remained on Long Beach Boulevard.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ralph Hernandez and Gary Sloan at the Compton Sheriff's Station. The interviews were conducted in Spanish by Detective Hernandez. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, page 113]**. The interview was transcribed under **Job #46592**. Following is a brief summary of the interview:

Witness [redacted] said he was in his kitchen when he heard the sound of a car braking and tires screeching. Moments later, he heard the sound of someone running in the alleyway. Several minutes later, he went outside and stood near the fence that is around his apartment complex. Witness [redacted] said he could only see the suspect's legs from his vantage point. He said there were two

deputies on top of the suspect, however his view was obstructed. Witness [redacted] stated he heard one gunshot but did not see who fired it. After several moments, he heard three to five more shots. Witness [redacted] saw that Deputy [redacted] appeared to have been shot as he was bleeding from his abdomen. He stated several police officers and deputies arrived, he then returned to his apartment.

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ralph Hernandez and Gary Sloan at the Compton Sheriff's Station. The interviews were conducted in Spanish by Detective Hernandez. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, page 113 and 115]**. The interview was transcribed under **Job #46590**. Following is a brief summary of the interview:

Witness [redacted] was in his apartment's laundry room, which is located on the [redacted] He saw a police car come eastbound on 69th Way and stop abruptly in the alley. The suspect who was riding a bicycle, dropped his bike and ran north across 69th Way into the alley, with one deputy running behind. He lost sight of the two as they ran northbound into the alley

Witness [redacted] stated he had returned to washing his clothes when he heard one gunshot. As Witness [redacted] walked toward his apartment to get more laundry, he heard three to four more gunshots. He then walked outside and saw the suspect face down on the ground already handcuffed with a deputy on top of him. Witness [redacted] also saw a second deputy bleeding from the abdomen.

Witness [redacted] said he heard an unknown male voice telling people not to call the police. He saw a black and grey gun lying on the ground, and he heard the responding deputies tell Deputy [redacted] to pick up his gun. Witness [redacted] took two videos and one photograph with his cell phone camera. Witness [redacted] forwarded them to homicide investigators, and they were placed on a CD and are included as **[EXHIBIT I].**

WITNESS [redacted]

On May 26, 2014, [redacted] was interviewed by Homicide Detectives Ralph Hernandez and Gary Sloan at the Compton Sheriff's Station. The interviews were conducted in Spanish by Detective Hernandez. This interview is summarized in the Homicide Investigation Book **[EXHIBIT A, page 114]**. The interview was transcribed under **Job #46591.** Following is a brief summary of the interview:

Witness [redacted] said that she was in her apartment located at [redacted] Her apartment is just [redacted] where the shooting occurred. Witness [redacted] heard tires screeching followed by someone yelling, "Stop, stop." She exited her apartment and went to the fence adjacent to the alley. Once near the alley, she saw two deputies struggling with the suspect on the ground. She said the suspect appeared to be resisting the deputies' efforts to handcuff him. Witness [redacted] then heard one gunshot. She immediately ran back to her apartment, where she heard three more gunshots. Shortly after, Witness [redacted] returned to the alley and saw the suspect lying face down on the ground with a deputy on top of him. She saw a second deputy who had blood on his arm and hand, and it appeared he had been shot. She saw a gun lying on the ground, next to the bleeding deputy.

Witness [redacted] heard someone say, "Don't call the police", but was unsure who it was. She also heard an unknown man from the apartment building on the west side of the alley screaming to the other onlookers to not give the deputies the address.

ADDITIONAL INFORMATION

IAB Investigators sent certified letters to 29 residence locations that were in close proximity to the shooting. There were no responses from any of the residents that received the letters. Original certified letter receipts and returned letters are attached as **[EXHIBIT J].** Many of the addresses belonged to persons who had already been interviewed by Homicide Detectives or patrol deputies the day of the incident.

IAB Investigators also attempted to locate [redacted] for the purpose of conducting a witness interview. A certified letter was sent to her last known address in Long Beach and it was returned as "not able to forward." A door knock of her two possible residences was also conducted on October 8, 2015. There was no answer at the locations and a business card was left.

IAB Note: [redacted] was the [redacted] of Witness [redacted] who filmed the shooting with his cell phone camera. On the video recording, both a male and female voice were heard in the background.